

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
3

4 David Klucka,

5 Plaintiff

6 v.

7 Susan Atkinson, *et al.*,

8 Defendants
9

2:15-cv-02108-JAD-PAL

Order Adopting Report and
Recommendation and Dismissing and
Closing Case

[ECF No. 5]

10 Pro se plaintiff David Klucka sues 31 individuals alleging that they conspired as agents of the
11 police to produce a doctored surveillance video.¹ Because this court has dismissed at least three civil
12 actions that Klucka brought while in custody as frivolous or for failure to state a claim, and Klucka
13 did not plausibly allege that he was in imminent danger of serious physical injury, Magistrate Judge
14 Leen denied his application to proceed *in forma pauperis* under 28 U.S.C. § 1915(g).² She then
15 screened Klucka's complaint, dismissed it without prejudice and with leave to amend, and gave
16 Klucka until June 3, 2016, to pay the \$400 filing fee and file an amended complaint.³ After Klucka
17 failed to pay the filing fee or file an amended complaint by this deadline, Magistrate Judge Leen
18 entered a report recommending that I dismiss and close this case.

19 "[N]o review is required of a magistrate judge's report and recommendation unless
20 objections are filed." *Schmidt v. Johnstone*, 263 F. Supp. 2d 1219, 1226 (D. Ariz. 2003); *see also*
21 *Thomas v. Arn*, 474 U.S. 140, 150 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th
22 Cir. 2003). The deadline for filing objections to the report and recommendation has passed and
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26 ¹ ECF No. 1-1.

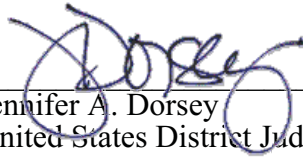
27 ² ECF No. 2.

28 ³ *Id.*

1 Klucka has not filed an objection or requested an extension to do so.⁴

2 Accordingly, IT IS HEREBY ORDERED, ADJUDGED, and DECREED, that **this case is**
3 **DISMISSED. The Clerk of Court is directed to enter judgment accordingly and CLOSE THIS**
4 **CASE.**

5 Dated June 28, 2016

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7 Jennifer A. Dorsey
United States District Judge

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⁴ Dismissal is also appropriate because Klucka has failed to keep the court apprised of his address as required by this district's local rules. LSR 2-2. See ECF Nos. 4, 6 (mail returned as undeliverable).